IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(*Special Original Jurisdiction*)

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FRIDAY, THE FIFTH DAY OF AUGUST

TWO THOUSAND AND FIVE

P R E S E N T

THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

WRIT PETITION No.17038 OF 2005

Between:

Mooli Ramakrishna Reddy … Petitioner

Versus

The District Collector, Cuddapah district

& Ors. … Respondents

O R D E R :

This writ petition is filed questioning the notice Ref.No.B/660/2003 dated 13-4-2005 issued by the Office of Sub-Collector, Rajampet, directing Mr.Vattaluru Subbareddy, Mudda Sankar Reddy, Mudda Machi Reddy and Mudda Subbareddy to attend enquiry on 25-4-2005 with regard to the representation made by the petitioner seeking to sell an extent of Acs:0-02 cents of land in survey no.1490 of Ananthasamudram, where the petitioner dug a borewell for market value, in favour of the fourth respondent or any other person.

Before hearing the learned counsel for the petitioner, the learned Govt.Pleader for Revenue submitted that as per BSO:24 Placing State Land at the disposal of a person, an Institution or Local Body and Exemption from land revenue, the above said land cannot be sold to the fourth respondent. Moreover, the petitioner has not submitted explanation to the notice issued by the respondent.

Considering the facts and circumstances of the case, without going into the merits or

otherwise, I deem it appropriate to dispose of the writ petition at the admission stage directing the petitioner to submit his explanation to the show cause notice, within two weeks, from the date of receipt of this order. On submission of explanation, the second respondent is directed to consider and dispose of the explanation of the petitioner and pass appropriate order on merits and in accordance with law, within four weeks thereafter, after affording reasonable opportunity of hearing the petitioner. Till such time, the respondents 1 to 3 are directed not to alienate the land admeasuring an extent of Ac:0-02 cents in survey no.1940 of Ananthasamudram village, Pullampet Mandal, Cuddapah district.

With the above direction, the writ petition is disposed of at the admission stage. No costs.

AUGUST 05th, 2005. ----------

I S L. ELIPE DHARMA RAO , J.